

# **PROTOCOL ON ENVIRONMENTAL PROTECTION TO THE ANTARCTIC TREATY**

Signed at Madrid on October 4, 1991\*

| State                              | Date of Signature | Date deposit of Ratification, Acceptance (A) or Approval (AA) | Date deposit of Accession | Date of entry into force | Date Acceptance ANNEX V**              | Date of entry into force of Annex V |
|------------------------------------|-------------------|---|---------------------------|--------------------------|--|-------------------------------------|
| <b><u>CONSULTATIVE PARTIES</u></b> |                   |   |                           |                          |  |                                     |
| Argentina                          | Oct. 4, 1991      | Oct. 28, 1993 <sup>3</sup>                                    |                           | Jan. 14, 1998            | Sept. 8, 2000 (A)<br>Aug. 4, 1995 (B)  | May 24, 2002                        |
| Australia                          | Oct. 4, 1991      | Apr. 6, 1994  |                           | Jan. 14, 1998            | Apr. 6, 1994 (A)<br>June 7, 1995 (B)   | May 24, 2002                        |
| Belgium                            | Oct. 4, 1991      | Apr. 26, 1996   |                           | Jan. 14, 1998            | Apr. 26, 1996 (A)<br>Oct. 23, 2000 (B) | May 24, 2002                        |
| Brazil                             | Oct. 4, 1991      | Aug. 15, 1995   |                           | Jan. 14, 1998            | May 20, 1998 (B)                       | May 24, 2002                        |
| Bulgaria                           |                   |   | April 21, 1998            | May 21, 1998             | May 5, 1999 (AB)                       | May 24, 2002                        |
| Chile                              | Oct. 4, 1991      | Jan. 11, 1995   |                           | Jan. 14, 1998            | Mar. 25, 1998 (B)                      | May 24, 2002                        |
| China                              | Oct. 4, 1991      | Aug. 2, 1994  |                           | Jan. 14, 1998            | Jan. 26, 1995 (AB)                     | May 24, 2002                        |
| Czech Rep. <sup>1,2</sup>          | Jan. 1, 1993      | Aug. 25, 2004 <sup>4</sup>                                    |                           | Sept. 24, 2004           |  |                                     |
| Ecuador                            | Oct. 4, 1991      | Jan. 4, 1993  |                           | Jan. 14, 1998            | May 11, 2001 (A)<br>Nov. 15, 2001 (B)  | May 24, 2002                        |
| Finland                            | Oct. 4, 1991      | Nov. 1, 1996 (A)  |                           | Jan. 14, 1998            | Nov. 1, 1996 (A)<br>Apr. 2, 1997 (B)   | May 24, 2002                        |
| France                             | Oct. 4, 1991      | Feb. 5, 1993 (AA)   |                           | Jan. 14, 1998            | Apr. 26, 1995 (B)<br>Nov. 18, 1998 (A) | May 24, 2002                        |
| Germany                            | Oct. 4, 1991      | Nov. 25, 1994   |                           | Jan. 14, 1998            | Nov. 25, 1994 (A)<br>Sept. 1, 1998 (B) | May 24, 2002                        |
| India                              | July 2, 1992      | Apr. 26, 1996   |                           | Jan. 14, 1998            | May 24, 2002 (B)                       | May 24, 2002                        |
| Italy                              | Oct. 4, 1991      | Mar. 31, 1995   |                           | Jan. 14, 1998            | May 31, 1995 (A)<br>Feb. 11, 1998 (B)  | May 24, 2002                        |
| Japan                              | Sept. 29, 1992    | Dec. 15, 1997 (A)   |                           | Jan. 14, 1998            | Dec. 15, 1997 (AB)                     | May 24, 2002                        |
| Korea, Rep. of                     | July 2, 1992      | Jan. 2, 1996  |                           | Jan. 14, 1998            | June 5, 1996 (B)                       | May 24, 2002                        |
| Netherlands                        | Oct. 4, 1991      | Apr. 14, 1994 (A) <sup>6</sup>                                |                           | Jan. 14, 1998            | Mar. 18, 1998 (B)                      | May 24, 2002                        |
| New Zealand                        | Oct. 4, 1991      | Dec. 22, 1994   |                           | Jan. 14, 1998            | Oct. 21, 1992 (B)                      | May 24, 2002                        |
| Norway                             | Oct. 4, 1991      | June 16, 1993   |                           | Jan. 14, 1998            | Oct. 13, 1993 (B)                      | May 24, 2002                        |
| Peru                               | Oct. 4, 1991      | Mar. 8, 1993  |                           | Jan. 14, 1998            | Mar. 8, 1993 (A)<br>Mar. 17, 1999 (B)  | May 24, 2002                        |
| Poland                             | Oct. 4, 1991      | Nov. 1, 1995  |                           | Jan. 14, 1998            | Sept. 20, 1995 (B)                     | May 24, 2002                        |
| Russian Federation                 | Oct. 4, 1991      | Aug. 6, 1997  |                           | Jan. 14, 1998            | June 19, 2001 (B)                      | May 24, 2002                        |
| South Africa                       | Oct. 4, 1991      | Aug. 3, 1995  |                           | Jan. 14, 1998            | June 14, 1995 (B)                      | May 24, 2002                        |
| Spain                              | Oct. 4, 1991      | July 1, 1992  |                           | Jan. 14, 1998            | Dec. 8, 1993 (A)<br>Feb. 18, 2000 (B)  | May 24, 2002                        |
| Sweden                             | Oct. 4, 1991      | Mar. 30, 1994   |                           | Jan. 14, 1998            | Mar. 30, 1994 (A)<br>Apr. 7, 1994 (B)  | May 24, 2002                        |
| Ukraine                            |                   |   | May 25, 2001              | June 24, 2001            | May 25, 2001 (A)                       | May 24, 2002                        |
| United Kingdom                     | Oct. 4, 1991      | Apr. 25, 1995 <sup>5</sup>                                    |                           | Jan. 14, 1998            | May 21, 1996 (B)                       | May 24, 2002                        |
| United States                      | Oct. 4, 1991      | Apr. 17, 1997   |                           | Jan. 14, 1998            | Apr. 17, 1997 (A)<br>May 6, 1998 (B)   | May 24, 2002                        |
| Uruguay                            | Oct. 4, 1991      | Jan. 11, 1995   |                           | Jan. 14, 1998            | May 15, 1995 (B)                       | May 24, 2002                        |

\*\* The following denotes date relating either to acceptance of Annex V or approval of Recommendation XVI-10  
(A) Acceptance of Annex V (B) Approval of Recommendation XVI-10

| State                           | Date of<br>Signature | Ratification<br>Acceptance or<br>Approval | Date deposit<br>of Accession | Date of entry<br>into force | Date<br>Acceptance<br>ANNEX V** | Date<br>of entry<br>into force of Annex V |
|---------------------------------|----------------------|---|------------------------------|-----------------------------|---------------------------------|---|
| <b>NON-CONSULTATIVE PARTIES</b> |                      |   |                              |                             |                                 |   |
| Austria                         | Oct. 4, 1991         |   |                              |                             |                                 |   |
| Belarus                         |                      |   | July 16, 2008                | Aug. 15, 2008               |                                 |   |
| Canada                          | Oct. 4, 1991         | Nov. 13, 2003                             |                              | Dec. 13, 2003               |                                 |   |
| Colombia                        | Oct. 4, 1991         |   |                              |                             |                                 |   |
| Cuba                            |                      |   |                              |                             |                                 |   |
| Denmark                         | July 2, 1992         |   |                              |                             |                                 |   |
| Estonia                         |                      |   |                              |                             |                                 |   |
| Greece                          | Oct. 4, 1991         | May 23, 1995                              |                              | Jan. 14, 1998               |                                 |   |
| Guatemala                       |                      |   |                              |                             |                                 |   |
| Hungary                         | Oct. 4, 1991         |   |                              |                             |                                 |   |
| Korea, DPR of                   | Oct. 4, 1991         |   |                              |                             |                                 |   |
| Malaysia                        |                      |   |                              |                             |                                 |   |
| Monaco                          |                      |   | July 1, 2009                 | July 31, 2009               |                                 |   |
| Pakistan                        |                      |   | Mar. 1, 2012                 | Mar. 31, 2012               |                                 |   |
| Papua New Guinea                |                      |   |                              |                             |                                 |   |
| Portugal                        |                      |   | Sept. 10, 2014               | Oct. 10, 2014               |                                 |   |
| Romania                         | Oct. 4, 1991         | Feb. 3, 2003                              |                              | Mar. 5, 2003                | Feb. 3, 2003                    | Mar. 5, 2003                              |
| Slovak Rep. <sup>1,2</sup>      | Jan. 1, 1993         |   |                              |                             |                                 |   |
| Switzerland                     | Oct. 4, 1991         |   |                              |                             |                                 |   |
| Turkey                          |                      |   |                              |                             |                                 |   |
| Venezuela                       |                      |   | Aug. 1, 2014                 | Aug. 31, 2014               |                                 |   |

\* Signed at Madrid on October 4, 1991; thereafter at Washington until October 3, 1992.

The Protocol will enter into force initially on the thirtieth day following the date of deposit of instruments of ratification, acceptance, approval or accession by all States which were Antarctic Treaty Consultative Parties at the date on which this Protocol was adopted. (Article 23)

\*\*Adopted at Bonn on October 17, 1991 at XVIth Antarctic Consultative Meeting.

1. Signed for Czech & Slovak Federal Republic on Oct. 2, 1992 - Czechoslovakia accepts the jurisdiction of the International Court of Justice and Arbitral Tribunal for the settlement of disputes according to Article 19, paragraph 1. On December 31, 1992, at midnight, Czechoslovakia ceased to exist and was succeeded by two separate and independent states, the Czech Republic and the Slovak Republic.
2. Effective date of succession in respect of signature by Czechoslovakia which is subject to ratification by the Czech Republic and the Slovak Republic.
3. Accompanied by declaration, with informal translation provided by the Embassy of Argentina, which reads as follows: "The Argentine Republic declares that in as much as the Protocol to the Antarctic Treaty on the Protection of the Environment is a Complementary Agreement of the Antarctic Treaty and that its Article 4 fully respects what has been stated in Article IV, Subsection 1, Paragraph A) of said Treaty, none of its stipulations should be interpreted or be applied as affecting its rights, based on legal titles, acts of possession, contiguity and geological continuity in the region South of parallel 60, in which it has proclaimed and maintained its sovereignty."
4. Accompanied by declaration, with informal translation provided by the Embassy of the Czech Republic, which reads as follows: "The Czech Republic accepts the jurisdiction of the International Court of Justice and of the Arbitral Tribunal under Article 19, paragraph 1, of the Protocol on Environmental Protection to the Antarctic Treaty, done at Madrid on October 4, 1991."

5. Ratification on behalf of the United Kingdom of Great Britain and Northern Ireland, the Bailiwick of Jersey, the Bailiwick of Guernsey, the Isle of Man, Anguilla, Bermuda, the British Antarctic Territory, Cayman Islands, Falkland Islands, Montserrat, St. Helena and Dependencies, South Georgia and the South Sandwich Islands, Turks and Caicos Islands and British Virgin Islands.
6. Acceptance is for the Kingdom in Europe. At the time of its acceptance, the Kingdom of the Netherlands stated that it chooses both means for the settlement of disputes mentioned in Article 19, paragraph 1 of the Protocol, i.e. the International Court of Justice and the Arbitral Tribunal.

On October 27, 2004, the Kingdom of the Netherlands deposited an instrument, dated October 15, 2004, declaring that the Kingdom of the Netherlands accepts the Protocol for the Netherlands Antilles with a statement confirming that it chooses both means for the settlement of disputes mentioned in Article 19, paragraph 1 of the Protocol.

The Royal Netherlands Embassy in Washington transmitted to the Department of State a diplomatic note, dated October 6, 2010, which reads in pertinent part as follows:

“The Kingdom of the Netherlands currently consists of three parts: the Netherlands, the Netherlands Antilles and Aruba. The Netherlands Antilles consists of the islands of Curaçao, Sint Maarten, Bonaire, Sint Eustatius and Saba.

“With effect from 10 October 2010, the Netherlands Antilles will cease to exist as a part of the Kingdom of the Netherlands. From that date onwards, the Kingdom will consist of four parts: the Netherlands, Aruba, Curaçao and Sint Maarten. Curaçao and Sint Maarten will enjoy internal self-government within the Kingdom, as Aruba and, up to 10 October 2010, the Netherlands Antilles do.

“These changes constitute a modification of the internal constitutional relations within the Kingdom of the Netherlands. The Kingdom of the Netherlands will accordingly remain the subject of international law with which agreements are concluded. The modification of the structure of the Kingdom will therefore not affect the validity of the international agreements ratified by the Kingdom for the Netherlands Antilles; these agreements will continue to apply to Curaçao and Sint Maarten.

“The other islands that have until now formed part of the Netherlands Antilles – Bonaire, Sint Eustatius and Saba – will become part of the Netherlands, thus constituting ‘the Caribbean part of the Netherlands’. The agreements that now apply to the Netherlands Antilles will also continue to apply to these islands; however, the Government of the Netherlands will now be responsible for implementing these agreements.”

On October 16, 2014, the Kingdom of the Netherlands deposited an instrument, dated September 3, 2014, declaring that the Kingdom of the Netherlands approves Annex V to the Protocol for the Caribbean part of the Netherlands (the islands of Bonaire, Sint Eustatius and Saba).

Department of State,  
Washington, October 16, 2014.